

12-14-05

Atty. Dkt. No. 355908-3100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Anthony E. BOLTON, et al.

Title:

APOPTOTIC ENTITIES

FOR USE IN TREATMENT

OF ENDOTHELIUM DYSFUNCTION DISORDERS

Appl. No.:

09/866,569

Appl. Filing Date:

May 25, 2001

Examiner:

C. Yaen

Art Unit:

1643

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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12 December 2005

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Susana Salto

COLLO

(Signature)

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

Enclosed are:

12/15/2005 MBIZUNES 00000052 09866569

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395.00 OP

- [X] Supplemental Information Disclosure Statement.
- [X] Form PTO/SB/08 with copies of 1 listed reference(s).
- [X] Substitute Declaration. In response to the Notice of Informal Application attached to the Notice of Allowance, Applicants enclose herewith a new oath with dated signature.

The filing fee is calculated below:

	Claims as Amended		Previously Paid For	Extra Claims Present	Rate			Fee Totals
RCE Fee 1.17(e):						\$790.00	=	\$790.00
Total Claims:	20	-	20	=0	x	\$50.00	=	\$0.00
Independents	2	-	. 3	=0	x	\$200.00	=	\$0.00
First p	resentation o	f an	y Multiple I	Dependent Claims:	+	\$360.00	=	\$0.00
				CLAIMS	FEI	E TOTAL:	=	\$790.00
[X] Small Entity Fees Apply (subtract ½ of above):							•	\$395.00
TOTAL FEE:								\$395.00

- [X] Check #1480 in the amount of \$395.00 to cover the filing fee is enclosed.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

FOLEY & LARDNER LLP

Customer Number: 38706 Telephone:

(650) 251-1115

Facsimile:

(650) 856-3710

Karen E. Flick

Attorney for Applicant Registration No. 44,111